

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS
OF MASS.

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

2004 JAN 13 P 5:15

FIRST UNION RAIL
CORPORATION

Plaintiff,

v.

MAINE CENTRAL RAILROAD
COMPANY,

BOSTON AND MAINE
CORPORATION,

PORLAND TERMINAL
COMPANY

and

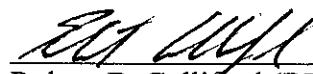
SPRINGFIELD TERMINAL
RAILWAY COMPANY,
Defendants

C.A. # 03-12374 DPW

Certification of Conference Between Counsel and Client

Pursuant to Local Rule 16.1(D)(3), the Defendants file the attached certification between counsel and an authorized representative affirming conference on a budget and the possibilities of alternative dispute resolution in this matter.

Respectfully Submitted,



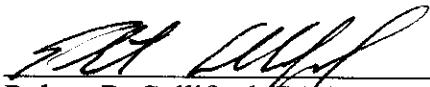
Robert B. Culliford (BBO #638468)
Iron Horse Park
North Billerica MA 01862
Tel. 978-663-1029
Counsel for Defendants
Maine Central Railroad Co.
Boston and Maine Corporation
Portland Terminal Railway Co.
Springfield Terminal Railway Co.

Dated: January 13, 2004

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was served on the attorney of record for each other party by mail on January 13, 2004.

Respectfully Submitted,

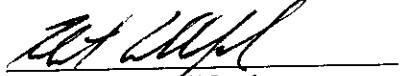


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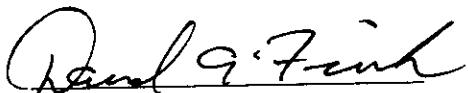
CERFICATE OF CONFERENCE

The persons undersigned below hereby certify the following:

- 1) We have conferred regarding the establishment of a budget in the matter of First Union v. Maine Central Rail Company, et al, Civil Action No. 03-12374-DPW.
- 2) We have conferred regarding the use of alternative dispute resolution to resolve the matter of First Union v. Maine Central Rail Company, et al, Civil Action No. 03-12374-DPW.
- 3) We are duly authorized to in our respective capacities to confer on the foregoing matters.



Robert B. Culliford
Counsel for Defendants
Maine Central Railroad Co.
Boston and Maine Corporation
Portland Terminal Railway Co.
Springfield Terminal Railway Co.



David A. Fink
Executive Vice President
Maine Central Railroad Co.
Boston and Maine Corporation
Portland Terminal Railway Co.
Springfield Terminal Railway Co.

Dated: January 13, 2004